

Message Text

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PAGE 01 STATE 107035
ORIGIN ARA-06

INFO OCT-01 SS-14 ISO-00 L-01 SCA-01 INR-05 /028 R

DRAFTED BY ARA/CEN:DCJOHNSON

APPROVED BY ARA:WLUERS

ARA/CEN:WMATTHEWS

L:KEMALMBORG (PHONE)

-----111829Z 021765 /53

P 111636Z MAY 77

FM SECSTATE WASHDC

TO AMEMBASSY BUENOS AIRES PRIORITY

INFO AMEMBASSY SAN JOSE PRIORITY

C O N F I D E N T I A L STATE 107035

LIMDIS FOR ASSISTANT SECRETARY TODMAN FROM LUERS

E.O. 11652: GDS

TAGS: PFOR, CS

SUBJECT: TODMAN/LUERS TELECON 5/9/77

1. ARA/CEN HAS CHECKED WITH OFFICE OF LEGAL ADVISER AND
WITH U.S. ATTORNEY FISKE REGARDING STATUS OF VESCO CASE.

1. FISKE, IN WASHINGTON MAY 10 TO CONSULT WITH DEPARTMENT
OF JUSTICE OFFICIALS, STATED THAT HIS OFFICE WAS REVIEWING
BUELL CASE (\$50,000 WIRE FRAUD) "IN DEPTH" TO SEE IF
EXTRADITION BASED ON THAT CHARGE WAS FEASIBLE. FISKE
STATED THAT JUSTICE EXPECTED TO HAVE AN ANSWER EARLY NEXT
WEEK.

3. WITH REGARD TO ANY EXTRADITION PROCEDURE, FISKE ASKED
DEPTOFF ABOUT POSSIBILITY OF AN EXPULSION REQUEST IN LIEU
OF, OR PRECEDING, ANY POSSIBLE EXTRADITION ACTION. RECENT
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APPELLATE COURT DECISIONS IN FISKE'S DISTRICT HAD INDICATED
THAT FAILURE TO REQUEST EXPULSION IN TIMELY MANNER COULD
AFFECT CONTINUING VIABILITY OF AN INDICTMENT. THE OFFICE
OF THE LEGAL ADVISER HAS CONFIRMED THAT A REQUEST FOR EX-
PULSION WOULD NOT PRECLUDE A SUBSEQUENT EXTRADITION
REQUEST. IF THE JUSTICE DEPARTMENT WERE WILLING TO

REQUEST EXPULSION, SUCH A REQUEST WOULD BE TRANSMITTED
TO THE RESPECTIVE GOVERNMENT. OTHER GOVERNMENTS HAD
COOPERATED IN EXPULSION CASES IN THE PAST. FISKE HAS
BEEN INFORMED OF THE ABOVE. CHRISTOPHER

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ORIGIN ARA-06

INFO OCT-01 ISO-00 /007 R

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DRAFTED BY ARA:CJACOBINI
APPROVED BY ARA:CJACOBINI

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P 120315Z MAY 77
FM SECSTATE WASHDC
TO AMEMBASSY BRASILIA PRIORITY

C O N F I D E N T I A L STATE 107035

LIMDIS FOR ASSISTANT SECRETARY TODMAN FROM LUERS

FOLLOWING REPEAT STATE 107035 ACTION BUENOS AIRES
INFO SAN JOSE 11 MAY 77

QUOTE

C O N F I D E N T I A L STATE 107035

LIMDIS FOR ASSISTANT SECRETARY TODMAN FROM LUERS

E.O. 11652: GDS

TAGS: PFOR, CS

SUBJECT: TODMAN/LUERS TELECON 5/9/77

1. ARA/CEN HAS CHECKED WITH OFFICE OF LEGAL ADVISER AND
WITH U.S. ATTORNEY FISKE REGARDING STATUS OF VESCO CASE.

1. FISKE, IN WASHINGTON MAY 10 TO CONSULT WITH DEPARTMENT
OF JUSTICE OFFICIALS, STATED THAT HIS OFFICE WAS REVIEWING
BUELL CASE (\$50,000 WIRE FRAUD) "IN DEPTH" TO SEE IF
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EXTRADITION BASED ON THAT CHARGE WAS FEASIBLE. FISKE STATED THAT JUSTICE EXPECTED TO HAVE AN ANSWER EARLY NEXT WEEK.

3. WITH REGARD TO ANY EXTRADITION PROCEDURE, FISKE ASKED DEPTOFF ABOUT POSSIBILITY OF AN EXPULSION REQUEST IN LIEU OF, OR PRECEDING, ANY POSSIBLE EXTRADITION ACTION. RECENT APPELLATE COURT DECISIONS IN FISKE'S DISTRICT HAD INDICATED THAT FAILURE TO REQUEST EXPULSION IN TIMELY MANNER COULD AFFECT CONTINUING VIABILITY OF AN INDICTMENT. THE OFFICE OF THE LEGAL ADVISER HAS CONFIRMED THAT A REQUEST FOR EXPULSION WOULD NOT PRECLUDE A SUBSEQUENT EXTRADITION REQUEST. IF THE JUSTICE DEPARTMENT WERE WILLING TO

REQUEST EXPULSION, SUCH A REQUEST WOULD BE TRANSMITTED TO THE RESPECTIVE GOVERNMENT. OTHER GOVERNMENTS HAD COOPERATED IN EXPULSION CASES IN THE PAST. FISKE HAS BEEN INFORMED OF THE ABOVE. CHRISTOPHER UNQUOTE.

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Disposition Action: RELEASED
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Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
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Executive Order: GS
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From: STATE
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